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NC 25096 US  
PH/8754/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Andy PHELPS  
Serial No.: 09/576,039  
Filed: May 23, 2000  
For: AUDIO APPARATUS  
Group: 2644  
Examiner: Con P. Tran

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §1.97 AND §1.98**

Commissioner for Patents  
P.O. Box 145  
Alexandria, VA 22313-1450

February 23, 2005

Sir:

In the matter of the above-identified application, Applicant is submitting herewith a copy of a communication from a foreign patent office in a counterpart foreign application and copies of the documents listed in the attached form PTO/SB/08A form for the Examiner's consideration.

This Information Disclosure Statement is being submitted before a notice of allowance and is accompanied by the following certification specified in 37 C.F.R. §1.97(e).

On information and belief, I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

Each of the documents listed on the attached PTO/SB/09A form is in the English language, except for JP 03 252233 and JP 08 167924.

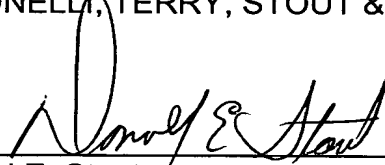
To the extent the documents listed on the attached PTO/SB/08A form are not in the English language, the requirement of 37 C.F.R. §1.98(a)(3) for a concise explanation of the relevance is satisfied by an English language version or translation of the foreign patent office report citing the documents.

It is respectfully requested that this Information Disclosure Statement be considered by the Examiner.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account No. 01-2135 (1156.38589X00) and please credit any excess fees to such Deposit Account.

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP

A handwritten signature in black ink, appearing to read "Donald E. Stout", is written over a horizontal line.

Donald E. Stout  
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Attachments

DES:dlh

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

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Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard St.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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